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February 9, 2006

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PSC SC
MAIL / DMS

Mr. Charles L. A. Terreni
Chief Clerk/Administrator
South Carolina Public Service Commission
Synergy Business Park, The Saluda Building
101 Executive Center Drive
Columbia, South Carolina 29210

**Re: Proposed Revisions to Article 8 of the Regulations of the Public Service
Commission of South Carolina
Docket No. 2005-354-A**

Dear Mr. Terreni:

I am writing to clarify some of the points that were raised during the public hearing in the above-referenced matter on February 2, 2006. At the hearing, I raised concerns regarding the potential for abuse of the "protestant" status currently permitted under Article 8 of the Commission's regulations. The current regulations allow a person to participate in a proceeding as a protestant. A protestant does not file a petition to intervene and is not a party of record, but is permitted to file written statements, which become part of a public file but not the formal record of the case. In addition, while the general procedure is for parties of record to pre-file testimony in the case and to conduct discovery, protestants may appear unannounced on the day of the scheduled hearing and present testimony in the case without pre-filing the testimony or being subject to discovery, as is required of parties of record.

We understand and agree that it is beneficial for the Commission to hear from members of the general public. We are not suggesting that this practice be eliminated. Our concern is that this procedure could be abused by people who purport to be members of the general public but are in fact affiliated with an organized group or entity that is or could have been a party of record in the proceeding. The current procedure allows a protestant to circumvent the procedural rules, which are designed to prevent unfair surprise by requiring the pre-filing of testimony by interested parties and by allowing for discovery.

At the public hearing, we suggested that the Commission consider including protestant testimony in the public file rather than in the formal record of the proceeding, as is done with protestants' written statements.

Charles L.A. Terreni

February 9, 2006

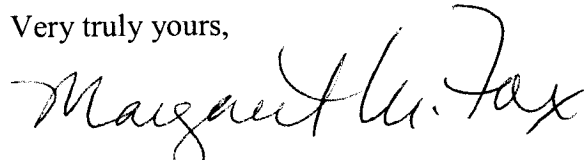
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An alternative suggestion to alleviate the potential for abuse is for the Commission to require public witnesses to state on the record prior to testifying whether the person or any member of his or her immediate family is affiliated, either directly or indirectly, with a party of record in the proceeding or with a state or national organization that has an interest in the proceeding and, if so, the nature of the affiliation.

We understand and appreciate that the Commission must balance the rights of interested persons (including members of the general public) to be heard and the rights of parties of record to a fair procedural hearing on the merits of the case. We respectfully request that the Commission consider our comments in the spirit in which they are offered – in an effort to make the process as fair as possible for all interested persons.

Thank you for your consideration.

Very truly yours,

A handwritten signature in black ink, appearing to read "Margaret M. Fox". The signature is fluid and cursive, with the first name "Margaret" being more prominent than the last name "Fox".

Margaret M. Fox

MMF/rwm